UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND (Northern Division)

AIRNET SYSTEMS, INC.

*

Plaintiff,

v.

Civil Action No. MJG-00-974

CONTINENTAL COURIER SYSTEMS, INC.

4.

Defendant.

JOINT AMENDED STIPULATION OF DISMISSAL WITH PREJUDICE

The undersigned counsel of record for the parties in this action hereby stipulate and agree on behalf of their respective clients as follows:

- 1. On or about May 3, 2001, Defendant Continental Courier Systems, Inc. filed its Notice of Voluntary Dismissal in Furtherance of Settlement Agreement.

 Defendant sought to dismiss its counterclaims against Airnet Systems, Inc. without prejudice by that Notice.
- 2. On or about May 14, 2001, the Court signed Defendant's Notice of Voluntary Dismissal in Furtherance of Settlement Agreement (Paper No. 23);
- 3. The parties thereafter finalized a settlement agreement and agreed to dismiss all their respective claims in this suit with prejudice. The parties accordingly filed a Joint Stipulation of Dismissal with Prejudice on May 15, 2001.
- 4. The Court entered the parties' Stipulation of Dismissal with Prejudice on May 16, 2001 (Paper 24).



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- 5. Because of the sequence of the Court's Orders, the parties wish to clarify that all their respective claims, including Defendant's counterclaims, are dismissed with prejudice.
- 6. The parties accordingly request that the Notice of Voluntary Dismissal signed by the Court on May 14, 2001 (Paper No. 23), be stricken *nunc pro tunc*; and that
- 7. The Stipulation of Dismissal with Prejudice and Order entered on May 16, 2001 (Paper No. 24), dismissing all claims with prejudice shall remain in full force and effect.

Dated: May 24, 2001

James M. Burns (Federal Bar No. 22629) Nihar R. Mohanty (Federal Bar No. 10840)

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COUNSEL FOR PLAINTIFF AIRNET SYSTEMS, INC.

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Telephone (410) 832-5200

COUNSEL FOR DEFENDANT CONTINENTAL COURIER SYSTEMS, INC.

SO ORDERED this day May 200

Judge Marvin J. Garbis

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND (Northern Division)

AIRNET SYSTEMS, INC.

Plaintiff,

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Civil Action No. MJG-00-974

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Dated: May , 2001

DRAFT

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COUNSEL FOR DEFENDANT CONTINENTAL COURIER SYSTEMS, INC.

SO ORDERED this ___ day of May, 2001

Judge Marvin J. Garbis

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of May, 2001, a true and correct copy of the foregoing Joint Amended Stipulation of Dismissal with Prejudice was served, by first class mail, postage pre-paid, on the following counsel of record in this proceeding:

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James M. Burns